

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JESSICA M. BROWN,
 Plaintiff,
 v.
 BOLDEN,
 Defendant.

Case No. 2:24-cv-00504-MMD-NJK
REPORT AND RECOMMENDATION
 [Docket No. 8]

Pending before the Court is Plaintiff's third application to proceed *in forma pauperis*. Docket No. 8. A prisoner seeking leave to appear *in forma pauperis* must provide a financial certificate and certified copy of his trust account statement. 28 U.S.C. § 1915(a)(2); LSR 1-2. This was made clear in the instructions provided to Plaintiff in this case. *See* Docket No. 2 at 1 ("...you must complete an application to proceed *in forma pauperis* on this Court's approved form and attach both an inmate account statement for the past six months and a properly executed financial certificate"); Docket No. 6 at 2 (if Plaintiff wishes to apply to proceed *in forma pauperis*, she must file a new application, plus a completed financial certificate, and a copy of her trust fund account statement for the previous six-month period); Docket No. 6-1 at 1 ("Your application must include copies of your inmate trust account statement for the past six months and a properly executed financial certificate signed by an authorized officer at your institution").

The Court ordered Plaintiff to either pay the filing fee or file a fully complete application to proceed *in forma pauperis* no later than June 10, 2024 and warned her that, if she did not timely comply with the Court's order, her action would be subject to dismissal without prejudice. Docket No. 6 at 2. Nonetheless, Plaintiff's application was filed on June 28, 2024, and does not include a copy of her trust fund account statement. Docket No. 8.

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1 Accordingly, the undersigned **RECOMMENDS** that this case be **DISMISSED** without
2 prejudice.

3 Dated: October 10, 2024.

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6 NANCY J. KOPPE
7 UNITED STATES MAGISTRATE JUDGE

8 **NOTICE**

9 This report and recommendation is submitted to the United States District Judge assigned
10 to this case pursuant to 28 U.S.C. § 636(b)(1). A party who objects to this report and
11 recommendation must file a written objection supported by points and authorities within fourteen
12 days of being served with this report and recommendation. Local Rule IB 3-2(a). Failure to file
13 a timely objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951
14 F.2d 1153, 1157 (9th Cir. 1991).